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Message Text

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15
ACTION EB-07

INFO OCT-01 EA-07 IO-13 ISO-00 AGR-05 CIAE-00 COME-00

INR-07 LAB-04 NSAE-00 SP-02 STR-04 TRSE-00 CIEP-01

FRB-03 OMB-01 ITC-01 L-03 /059 W
---------- 031309
R 280835Z APR 76
FM AMCONSUL HONG KONG
TO SECSTATE WASHDC 0116
INFO USMISSION GENEVA

C O N F I D E N T I A L HONG KONG 4805

GENEVA FOR PHELAN

E.O. 11652: GDS
TAGS: ETRD, HK
SUBJECT: US - HONG KONG TEXTILE CONSULTATIONS

REF: HONG KONG 4753

FOLLOWING IS TEXT DRAFT AND AGREED MINUTE MENTIONED
PARA 3 REFTEL.

QUOTE: DEAR CHUCK, IN THE COURSE OF CONSULTATIONS HELD
ON 24 APRIL 1976 BETWEEN OUR TWO DELEGATIONS, WE AGREED
THAT THE FOLLOWING CRITERIA SHALL APPLY IN CLASSIFYING
THE PRODUCTS LISTED HERE UNDER : -
(1) CATEGORY 218
GARMENTS WITH:-
(A) A CREW OR ROUND NECK, ONE THAT FITS UP
CLOSE TO THE NECK; "V" NECKS, "U" NECKS"
SQUARE NECKS OR TURTLE NECKS ARE EXCLUDED;
(B) PLAIN OR INTERLOCK KNITS;
(C) WAIST AND SLEEVE ENDS TURNED UNDER OR
OVER AND STITCHED DOWN;
(D) USUALLY STRAIGHT SLEEVES, THOUGH SOME
SLIGHT ANGLE IS PERMITTED; RIBBED SLEEVE
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ENDS AND WAIST ENDS ARE NOT INCLUDED;

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(E) PUFFED SLEEVES ARE NOT INCLUDED;
(F) ONE BREAST POCKET WITHOUT FLAPS MAY BE INCLUDED;
(G) TWO POCKETS ARE NOT INCLUDED;
(H) BUTTONS OR OTHER CLOSURES ON ONE SHOULDER ARE INCLUDED IN INFANTS'S SIZES ONLY.
(2) CATEGORY 219
KNIT GARMENTS OF 12 GUAGE OR FINER, WHICH MAY HAVE A COLLAR TREATMENT OF ANY TYPE, INCLUDING INTEGRAL HOOD OR NO COLLAR, AND WHICH MAY RESEMBLE WOVEN SHIRTS, BLOUSES OR OTHER SHIRTS (OTHER THEN T-SHIRTS). SUCH GARMENTS OF 12 GAUGE HAVING A MOCK OR FULL TURTLE NECK AND/OR A PRONOUNCED RIB WAIST OF ONE TO THREE INCHES AND NOT HAVING SHIRT CHARACTERISTICS SUCH AS SHIRT COLLARS, PLACKETS, SHIRT CUFFS OR BREAST POCKETS, ARE NOT INCLUDED.

(3) CATEGORY 224(5) KNIT TOPS AND VESTS
(A) THIS HEADING INCLUDES KNITTED VESTS AND SUCH OTHER KNITTED TOPS OF A LENGTH REACHING FROM THE NECK AREA OR BELOW THE ARMPITS TO AREAS OF THE BODY EXTENDING FROM BELOW THE BREASTLINE TO NO FURTHER THAN THE WAISTLINE AND MAY BE ALLUDED TO AS HALTER TOPS, MID-RIFFS, SUN TOPS, VESTS.
(B) KNIT TOPS DIFFER FROM GARMENTS IN CATEGORIES 219 AND 221 GARMENTS IN THAT THEY EXTEND DOWNWARDS NO FURTHER THAN OR SLIGHTLY ABOVE THE WAIST. VESTS WHICH EXTEND BELOW THE WAIST MAY BE INCLUDED. COLLAR AND SLEEVE TREATMENT MAY BE THE SAME AS SHIRTS IN CATEGORY 219, OR THESE GARMENTS MAY CONSIST OF A TUBE THAT FITS UNDER THE ARMPITS, A TRIANGULAR OR RECTANGULAR PIECE OF FABRIC WITH TIE STRINGS. THESE GARMENTS MAY BE CUT AND SEWN FROM PRE-EXISTING FABRIC OR MAY BE FULL FASHIONED.

2. WE FURTHER AGREED THAT, FOR THE PURPOSE
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OF IMPLEMENTING THESE ARRANGEMENTS, THE CONVERSION FACTOR FOR TANK TOPS, CLASSIFIED UNDER CAT. 219, WILL BE THAT USED IN RESPECT OF CAT. 224(5). TANK TOPS ARE DEFINED AS THE OUTERWEAR COUNTERPART OF UNDER SHIRTS IN CATEGORY 223.

3. WE ALSO AGREED THAT CLASSIFICATION OF
COTTON KNIT T-SHIRTS IN CATEGORIES 41/42 SHALL BE BASED

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ON THE CRITERIA SET OUT IN PARA 1(1) ABOVE.

4. I SHLD BE GRATEFUL FOR YOUR CONFIRMATION.
YOURS SINCERELY, (P.K.Y. TSAO) DEPUTY DIRECTOR,
COMMERCIAL RELATIONS. UNQUOTE

AGREED MINUTE

QUOTE: IN THE COURSE OF CONSULTATIONS HELD IN HONG KONG
ON 22, 23 AND 24 APRIL 1976 UNDER THE CONSULTATION
PROVISIONS OF THE BILATERAL AGREEMENT OF 25 JULY 1974,
AS AMENDED, RELATING TO EXPORTS OF COTTON, MAN-MADE
FIBRE AND WOOL TEXTILES FROM HONG KONG TO THE UNITED
STATES, REPRESENTATIVES OF THE GOVERNMENT OF THE UNITED
STATES AND THE GOVERNMENT OF HONG KONG AGREED AD
REFERENDUM TO THE FOLLOWING:

1. THE BILATERAL AGREEMENT SHALL BE AMENDED TO
GIVE EFFECT TO THE FOLLOWING:
(A) KNIT TOPS AND VESTS IN EXISTING CATEGORY 224(4)
SHALL BECOME A SEPARATE CATEGORY KNOWN AS
CATEGORY 224(5)M
(B) CATEGORY 218, CATEGORY 219 AND NEW CATEGORY 224(5)
SHALL BE COMBINED UNDER A SINGLE SPECIFIC LIMIT.
FOR THE SECOND AGREEMENT YEAR, 1 OCTOBER 1975
TO 30 SEPTEMBER 1976, THE SPECIFIC LIMIT SHALL
BE 3,455,972 DOZEN AND 49,756,151 SQUARE YARDS
EQUIVALENT. FOR THE THRID AGREEMENT YEAR, 1
OCTOBER 1976 TO 30 SEPTEMBER 1977, THE SPECIFIC
LIMIT SHALL BE 3,671,970 DOZEN AND 52,865,910
SQUARE YARDS EQUIVALENT.
(C) EXPORTS WITHIN THE COMBINED CATEGORY SHALL BE
CHARGED TO THE SPECIFIC LIMITS BOTH IN DOZENS
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AND SQUARE YARDS EQUIVALENT. FOR THIS PURPOSE,
THE EXISTING CONVERSION FACTORS FOR CATTEGORY
218 AND CATEGORY 219 SHALL APPLY AND, PENDING
FURTHER REVIEW BYTHE TWO GOVERNMENTS, A
CONVERSION FACTOR OF 15.69 SQUARE YARDS
EQUIVALENT PER DOZEN SHALL APPLY FOR NEW
CATEGORY 224(5).

(D) CATEGORY 41/42 AND CATEGORY 43/62(2) SHALL BE
COMBINED UNDER A SINGLE SPECIFIC LIMIT EQUAL
TO THE SUM OF THE EXISTING SEPARATE SPECIFIC
LIMITS FOR THESE TWO CATEGORIES. WITHIN THAT
COMBINED SPECIFIC LIMIT, THERE SHALL BE A SUB-
LIMIT ON CATEGORY 41/42 EQUAL TO ITS EXISITING
SEPARATE SPECIFIC LIMIT PLUS 25 PERCENT AND A SUB-

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LIMIT ON CATEGORY 43/62(2) CONSTRUCTED IN AN
IDENTICAL MANNER.

2. TO ENABLE THE GOVERNMENT OF HONG KONG TO MEET
ITS EXPORT AUTHORISATION COMMITMENTS IN CATEGORY 218 IN
THE SECOND AGREEMENT YEAR, 1 OCTOBER 1975 TO 30 SEPTEMBER
1976, THE SPECIFIC LIMIT IN SQUARE YARDS EQUIVALENT FOR
THE COMBINED CATEGORY FOR THAT YEAR SHALL BE ADJUSTED BY
AN ADDITIONAL 4,433,061 SQUARE YARDS EQUIVALENT TO WHICH
PARAGRAPHS 5 AND 7 OF THE BILATERAL AGREEMENT SHALL NOT
APPLY.

3. THE SPECIFIC LIMIT IN SQUARE YARDS EQUIVALENT
FOR THE COMBINED CATEGORY FOR THE THIRD AGREEMENT YEAR,
1 OCTOBER 1976 TO 30 SEPTEMBER 1977, SHALL BE ADJUSTED
BY AN ADDITIONAL 1,105,618 SQUARE YARDS EQUIVALENT TO
WHICH PARAGRAPHS 5 AND 7 OF THE BILATERAL AGREEMENT SHALL
NOT APPLY.'

4. LETTERS WILL BE EXCHANGED CONTAINING THE MUTUALLY
AGREED CLASSIFICATION DEFINITIONS FOR CATEGORIES 218, 219
AND 224(5).

(INITIALED BY P.K.Y. TSAO) (INITIALED BY CHARLES E.
FOR THE GOVERNMENT OF HONG ANGEVINE) FOR THE
KONG GOVERNMENT OF THE
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UNITED STATES

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Draft Date: 28 APR 1976
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